

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 24TH OCTOBER 2007 / 2ND KARTHIKA 1929

WP(C).No. 31565 of 2007(G)

**AGAINST THE ORDER IN IA.857,859/06 IN
OS.126/2003 of MUNSIFF COURT,ATTINGAL**
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PETITIONER:

**A.NAZARUDDEEN,AGED 48,
S/O. ABDUL RAHUMAN RESIDING AT KAVUMMOOLA VEEDU
CHITTATTINKARA, CHIRAYINKEEZ TALUK,
THIRUVANANTHAPURAM.**

**BY ADV. SRI.T.M.CHANDRAN
SRI.V.A.SASIDHARAN
SRI.JOSEPH ALBIN NEDUNTHALLY**

RESPONDENTS:

**SMT. BINU SUNIL, W/O. DR.SUNIL MELETHARA
VEEDU, ALINERA WARD, AYIRUPPARA VILLAGE
KATTAYIKKONAM P.O. , THIRUVANANTHAPURAM.**

BY

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 24/10/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

M.N. KRISHNAN, J.

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W.P.C. NO. 31565 OF 2007

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Dated this the 24th day of October, 2007.

J U D G M E N T

This writ petition is preferred against Ext.P1 order whereby the Munsiff, Attingal had directed the defendant to pay the admitted arrears of rent within one month from the date of order. The dispute between the party is with respect to the rate of rent as well. According to the plaintiff the rent is Rs.5,000/- whereas according to the defendant the rent is Rs.4,000/-. The Court below, however, has directed deposit of arrears of rent. At that stage the Court is not expected to enter into an enquiry regarding the rate of rent because that itself is a subject matter of the suit for the reason that the suit is one for arrears of rent as well. Since the Court had ordered the defendant to deposit the arrears of rent let that order be complied with as ordered and in order to have a speedy disposal the Court below is directed to include the

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matter in the list if steps are completed and dispose of the case within a period of three months from today for the reason that the suit is of the year 2003.

The writ petition is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

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